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2  
3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT SEATTLE

6 OPHRYS, LLC, a Washington limited  
7 liability company,

8 Plaintiff,

9 v.

10 ONEMAIN FINANCIAL GROUP,  
11 LLC, successor by merger to  
12 ONEMAIN FINANCIAL, INC., a  
13 Delaware corporation; ONEMAIN  
14 FINANCIAL, INC., a West Virginia  
15 corporation; ONEMAIN FINANCIAL  
16 OF MINNESOTA, INC., formerly  
known as ONEMAIN FINANCIAL  
SERVICES, INC., a Minnesota  
corporation; ONEMAIN FINANCIAL  
(HI), INC., a Hawaii corporation; and  
CF NETWORK ISSUANCE TRUST  
2010-1, a Delaware corporation,

Defendants.

C18-826 TSZ

MINUTE ORDER

17 The following Minute Order is made by direction of the Court, the Honorable  
18 Thomas S. Zilly, United States District Judge:

19 (1) According to the Notice of Removal, which alleges jurisdiction based on  
20 diversity of citizenship, plaintiff Ophrys, LLC has two members, one an individual  
21 residing in Washington and the other a Washington corporation with its principal place of  
22 business in Washington, while defendants are (i) a limited liability company (“LLC”),  
which is owned by an LLC, which is also owned by an LLC, which is owned by a  
23 Delaware corporation; (ii) a West Virginia corporation with its principal place of business  
in Maryland; (iii) a Minnesota corporation with its principal place of business in  
Maryland; (iv) a Hawaii corporation with its principal place of business in Hawaii; and

1 (v) a dissolved Delaware corporation or trust. Notice of Removal at ¶¶ 10-18 (docket  
no. 1). The Court is not yet satisfied that diversity jurisdiction exists. The Notice of  
2 Removal does not indicate the principal place of business of OneMain Holdings, Inc., the  
Delaware corporation that is the great-grandparent of defendant OneMain Financial  
3 Group, LLC, successor by merger to OneMain Financial, Inc. In addition, the Court is  
not persuaded that the citizenship of CF Network Issuance Trust 2010-1, which appears  
4 to be a business trust, is not relevant for purposes of determining whether the Court has  
jurisdiction. Within fourteen (14) days of the date of this Minute Order, defendants  
5 OneMain Financial Group, LLC, successor by merger to OneMain Financial, Inc., and  
CF Network Issuance Trust 2010-1 shall file amended corporate disclosure statements  
6 setting forth all members, owners, or beneficiaries, and their respective citizenships, as of  
April 30, 2018, the date the complaint was filed in King County Superior Court, as of  
7 June 7, 2018, the date the case was removed, and as of the date just prior to any  
dissolution. *See GBForefront, L.P. v. Forefront Mgmt. Group, LLC*, 888 F.3d 29, 37-41  
8 (3d Cir. 2018) (distinguishing between a traditional trust, the citizenship of which is  
based on the citizenship of each trustee, and a business trust, the citizenship of which is  
9 analyzed by considering the citizenship of each constituent owner, member, or  
beneficiary (citing *Americold Realty Trust v. Conagra Foods, Inc.*, 136 S. Ct. 1012  
10 (2016))). In addition, defendant CF Network Issuance Trust 2010-1 may (but is not  
required to) provide a brief, not to exceed eight (8) pages in length, concerning how its  
11 citizenship should be determined and/or why its citizenship should not be considered in  
assessing whether the parties in this matter are diverse. Any such brief shall be filed  
12 within fourteen (14) days of the date of this Minute Order, and if such brief is submitted,  
then plaintiff may, within fourteen (14) days thereafter, file a responsive brief, not to  
13 exceed eight (8) pages in length. No reply brief shall be filed unless requested by the  
Court.

14 (2) The parties' stipulated motion, docket no. 16, to stay the deadline for  
15 defendants to file responsive pleadings is STRICKEN. Defendants have filed a  
responsive motion, docket no. 17, which is noted for July 6, 2018, and their deadline for  
16 filing responsive pleadings is set forth in Federal Rule of Civil Procedure 12(a)(4).

17 (3) The Clerk is directed to send a copy of this Minute Order to all counsel of  
record.

18 Dated this 18th day of June, 2018.

19  
20 William M. McCool  
Clerk

21 s/Karen Dews  
22 Deputy Clerk  
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